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7 **IN THE UNITED STATES DISTRICT COURT**
8 **FOR THE DISTRICT OF ARIZONA**

9 Kevin Artice Miles,) No. CV-01-00645-TUC-RCC
10 Petitioner,) DEATH PENALTY CASE
11 v.)
12) **ORDER**
13 Charles L. Ryan,)
14 Respondent.)
15

16 Before the Court is Petitioner's renewed motion for authorization of federal habeas
17 counsel to appear in state court litigation. (Doc. 92.) Based on the information provided
18 therein, the Court finds good cause to permit Petitioner's federally-appointed counsel to
19 represent him in a successive state post-conviction proceeding under Rule 32 of the Arizona
20 Rules of Criminal Procedure. *See* 18 U.S.C. § 3599(e); *Harbison v. Bell*, 556 U.S. 180, 190
21 n.7 (2009).

22 Accordingly,

23 **IT IS ORDERED** that Petitioner's Renewed Motion for Authorization of Federal
24 Habeas Counsel to Appear in State Court Litigation (Doc. 92) is **GRANTED**. In addition
25 to clemency-related proceedings, federally-appointed counsel is authorized to represent
26 Petitioner in state court for the purpose of seeking state post-conviction relief under Rule 32
27 of the Arizona Rules of Criminal Procedure. By issuance of this order, the Court does not
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1 purport to encourage, approve, or convey any position with respect to the merits of the
2 proposed litigation.

3 DATED this 5th day of November, 2013.

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7 Raner C. Collins
8 Chief United States District Judge
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